

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q85281

Yuji EGUCHI, et al.

Appln. No.: 10/518,013

Group Art Unit: 1792

Confirmation No.: 1952

Examiner: Binh X. Tran

Filed: December 14, 2004

For: OXIDE FILM FORMING METHOD AND OXIDE FILM FORMING APPARATUS

RESPONSE TO ELECTION OF SPECIES

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This responds to the Election of Species Requirement, dated September 19, 2008. The Examiner has identified the application as containing claims directed to more than one distinct species. The Examiner has required the Applicant to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted.

Applicant has been advised that a response to this requirement shall include an identification of the species that is elected and a listing of all claims readable thereon. In response to the Examiner's requirement, Applicant elects Species I, Claim 26 for examination.

The Examiner believes claim(s) 12-25 are generic. Applicant agrees, Applicant also notes that claims 1-11 are not the subject of an election. Thus, Applicant looks forward to receiving an examination of claims 1-26.

Applicant submits that if any of the elected claims is found to be allowable, claims dependent therefrom should similarly be considered allowable in the same application.

Applicant reserves the right to file a Divisional Application directed to non-elected claim 27.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

/Alan J. Kasper/

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Alan J. Kasper
Registration No. 25,426

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